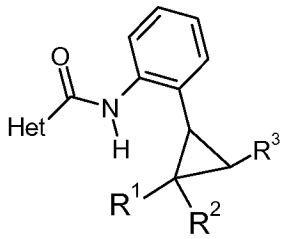
AMENDMENTS TO THE CLAIMS

1. (Currently amended) A compound of formula (I):



(I)

Het is pyrrolyl, pyrazolyl or thiazolyl, each ~~a 5- or 6-membered heterocyclic ring containing one to three heteroatoms, each independently selected from oxygen, nitrogen and sulphur, the ring~~ being substituted by groups R^4, R^5 and R^6;

R^1 is hydrogen, fluoro, chloro or bromo ~~or halo~~;

R^2 is hydrogen, fluoro, chloro or bromo ~~or halo~~;

R^3 is optionally substituted C_{2-12} alkyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); optionally substituted C_{2-12} alkenyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); optionally substituted C_{2-12} alkynyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); optionally substituted C_{3-12} cycloalkyl, wherein, when present, each optional substituent is, independently, selected from C_{1-3} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); optionally substituted phenyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); or optionally substituted heterocyclyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio and HC(OR')=N; R' and R" are, independently, hydrogen or C_{1-4} alkyl; and R^4, R^5 and R^6 are,

independently, selected from hydrogen, fluoro, chloro, bromo ~~halo~~, cyano, nitro, C_{1-4} alkyl, C_{1-4} haloalkyl, C_{1-4} alkoxy(C_{1-4})alkyl and C_{1-4} haloalkoxy(C_{1-4})alkyl, provided that at least one of R^4, R^5 and R^6 is not hydrogen; and halo is fluoro, chloro or bromo.

2. (Canceled) ~~A compound of formula (I) as claimed in claim 1 where Het is pyrrolyl, pyrazolyl, thiazolyl, pyridinyl, pyrimidinyl, thiophenyl, furyl, isothiazolyl or isoxazolyl, each being substituted by groups R^4, R^5 and R^6~~.

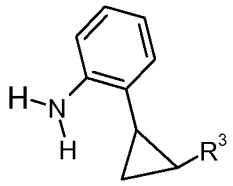
3. (Previously amended) A compound of formula (I) as claimed in claim 1 where R^1 is hydrogen or fluoro.

4. (Previously amended) A compound of formula (I) as claimed in claim 1~~, 2 or 3~~ where R^2 is hydrogen or fluoro.

5. (Currently amended) A compound of formula (I) as claimed in claim 1 where R^3 is C_{2-6} alkyl~~,~~; optionally substituted C_{3-8} cycloalkyl wherein, when present, each optional substituent is, independently, selected from C_{1-3} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);~~,~~ optionally substituted phenyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H);~~,~~ optionally substituted thienyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio and HC(OR')=N; or optionally substituted furyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio and HC(OR')=N; R' and R" are, independently, hydrogen or C_{1-4} alkyl.

6. (Currently amended) A compound of formula (I) as claimed in claim 1 where R^4, R^5 and R^6 are, independently, selected from hydrogen, fluoro, chloro, bromo, ~~halogen~~, C_{1-4} alkyl, C_{1-4} haloalkyl and C_{1-4} alkoxy(C_{1-4})alkyl; provided that at least one of R^4, R^5 and R^6 is not hydrogen.

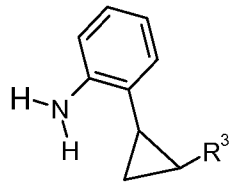
7. (Previously amended) A compound of formula (II):



(II)

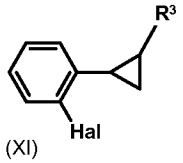
where R^3 is ~~as defined in claim 1~~ optionally substituted C_{2-12} alkyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); optionally substituted C_{2-12} alkenyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); optionally substituted C_{2-12} alkynyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); optionally substituted C_{3-12} cycloalkyl, wherein, when present, each optional substituent is, independently, selected from C_{1-3} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); optionally substituted phenyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); or optionally substituted heterocyclyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio and HC(OR')=N; and R' and R" are, independently, hydrogen or C_{1-4} alkyl.

8. (Original) A process for preparing a compound of formula (II) ~~as claimed in claim 7~~



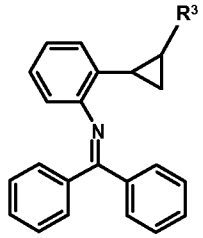
(II)

which comprises a step using a Pd(II)catalyst-ligand-system where the ligand is selected from a suitable sterically demanding phosphine to react a compound of formula (XI)



(XI)

with benzophenone imine optionally in the presence of a base to produce a compound of formula (XII)



(XII)

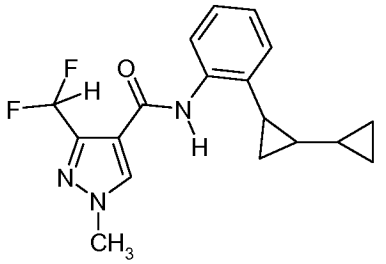
where Hal is bromo or iodo; and R^3 is ~~as defined in claim 7~~ optionally substituted C_{2-12} alkyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); optionally substituted C_{2-12} alkenyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); optionally substituted C_{2-12} alkynyl, wherein, when present, each optional substituent is, independently, selected from fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); optionally substituted C_{3-12} cycloalkyl, wherein, when present, each optional substituent is, independently, selected from C_{1-3} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N

and R'R"NN=C(H); optionally substituted phenyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio, HC(OR')=N and R'R"NN=C(H); or optionally substituted heterocyclyl wherein, when present, each optional substituent is, independently, selected from C_{1-6} alkyl, fluoro, chloro, bromo, hydroxy, cyano, C_{1-4} alkoxyC(=O), formyl, nitro, C_{1-4} alkoxy, C_{1-4} haloalkoxy, C_{1-4} alkylthio, C_{1-4} haloalkylthio and HC(OR')=N; and R' and R" are, independently, hydrogen or C_{1-4} alkyl.

9. (Original) A composition for controlling microorganisms and preventing attack and infestation of plants therewith, wherein the active ingredient is a compound of formula (I) as claimed in claim 1 together with a suitable carrier.

10. (Original) A method of controlling or preventing infestation of cultivated plants by phytopathogenic microorganisms by application of a compound of formula (I) as claimed in claim 1 to plants, to parts thereof or the locus thereof.

11.(New) 3-Difouromethyl-1-methyl-1H-pyrazole-4-carboxylic acid (2-bicyclopropyl-2-yl-phenyl)-amide having the formula:



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